

**Federal Defenders  
OF NEW YORK, INC.**

USDC SDNY

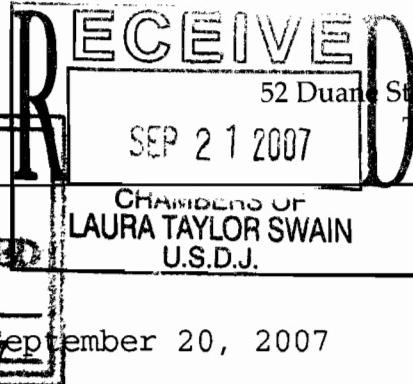
Leonard F. Joy  
Executive Director

DOCUMENT

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Southern District of New York  
John J. Byrnes  
Attorney-in-Charge

**BY HAND DELIVERY**

Hon. Laura Taylor Swain  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

**MEMO ENDORSED**

IT IS ORDERED that counsel to whom this Memo Endorsement is sent is responsible for faxing or otherwise delivering promptly a copy to all counsel and unrepresented parties and filing a certificate of such service within 5 days from the date hereof. Do not fax such certification to Chambers.

**Re: United States v. Michael Ballard**  
**No. 07 Cr. 738 (LTS)**  
**Request for Adjournment, on Consent**

Dear Judge Swain:

I am writing to respectfully request that the next pre-trial conference in this matter, currently scheduled for Tuesday, September 25, 2007, be adjourned for approximately three weeks.

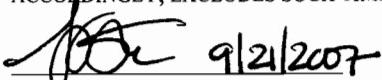
I make this request because discovery is not yet complete, and I will therefore not be ready to report to the Court about any defense motions on September 25.

I have spoken with Assistant United States Attorney Christian Everdell, who consents to the requested adjournment. In addition, the defense consents to an exclusion of Speedy Trial Act time until the adjourned date.

Respectfully submitted,

  
**STEVEN M. STATSINGER**  
Assistant Federal Defender  
(212) 417-8736

THE REQUESTED ADJOURNMENT AND EXCLUSION ARE GRANTED. THE CONFERENCE IS ADJOURNED TO OCTOBER 12, 2007 AT 12:00 P.M. NOON. THE COURT FINDS THAT THE ENDS OF JUSTICE SERVED BY THE GRANTING OF AN EXCLUSION FROM SPEEDY TRIAL COMPUTATIONS FOR THE PERIOD FROM TODAY'S DATE THROUGH OCTOBER 12, 2007, OUTWEIGH THE BEST INTERESTS OF THE PUBLIC AND THE DEFENDANT IN A SPEEDY TRIAL BECAUSE OF THE NEED FOR REASONABLE TIME FOR EFFECTIVE TRIAL PREPARATION, INCLUDING PRODUCTION AND REVIEW OF DISCOVERY AND DETERMINATIONS REGARDING MOTION PRACTICE. THE COURT, ACCORDINGLY, EXCLUDES SUCH TIME PERIOD PROSPECTIVELY. SO ORDERED.

  
LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE